

The Law Firm of  
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September 5, 2008

**VIA ECF SYSTEM**

United States District Court  
Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St., Room 1970  
New York, NY 10007

Att: Hon. US Magistrate Judge Ronald L. Ellis

Re: Caption: Belfiore v. 979 Third Avenue Associates,  
Civil #: 08-CV-2365 (LAP)(RLE)  
Our #: 1324

Dear Judge Ellis:

Please be advised that the above referenced matter has been settled for the total sum of **\$125,000.00** to be paid as follows: \$75,000.00 by Chubb Insurance Group on behalf of 979 Third Avenue Associates, LLC, D&D Building Company, LLC, and Cohen Brothers Realty Corporation; \$30,000.00 by QBE Insurance Corporation on behalf of Tricon Construction Services, Inc.; and \$20,000.00 by St. Paul Travelers on behalf of David Sutherland Showrooms - New York, LLC,.

Thank you for your efforts in helping to bring this matter to a resolution.

Very truly yours,

*Judy Wagner*

JUDY WAGNER, ESQ.

cc: Hoey, King, Attn: Angela Pensabene, Esq. Via ECF System  
Chubb Insurance, Attn: Sharlene Guthman Via facsimile- (516) 745-8498  
Abrams, Gorelick, Attn: Steven DiSiervi, Esq. Via ECF System  
Rockville Risk Management Associates, Attn: Michael Walsh Via Facsimile 516-536-2234  
James J. Toomey, Attn: Ken Brown Via facsimile Via ECF System  
St. Paul Travelers, Attn: Paul Weiser Via facsimile- 631-577-7885